

* 5 0 1 0 8 2 5 8 *

FILED
9/21/2021 4:22 PM
IRIS Y. MARTINEZ
CIRCUIT CLERK
COOK COUNTY, IL
14907214

#56323 PPT/dak

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION**

KAMILA LACH,

Plaintiff,

v.

DANIEL MAYER and LYFT INC.,

Defendants.

No. 2021L009378

Plaintiff demands trial by jury.

COMPLAINT AT LAW

Plaintiff, KAMILA LACH ("LACH"), by her attorneys, TOMASIK KOTIN KASSERMAN, LLC, complaining of defendants, DANIEL MAYER ("MAYER") and LYFT INC. ("LYFT"), and states as follows:

FACTS COMMON TO ALL COUNTS

1. On and prior to September 23, 2019, Roselle Road ran north/south at its intersection with West Wise Road, running east/west in Schaumburg, Cook County.
2. At said time and place, defendant, MAYER, was an agent and/or employee of defendant, LYFT, and was acting within the scope of his agency and/or employment.
3. At said time and place, defendant, MAYER, was travelling southbound on Roselle Road at its intersection with West Wise Road with Plaintiff, LACH, as his passenger.
4. At said time and place, defendant, MAYER, ran a red-light on southbound Roselle Road at its intersection with West Wise Road, resulting in a crash.

Exhibit A



* 5 0 1 0 8 2 5 8 *

COUNT I**KAMILA LACH v. DANIEL MAYER*****Negligence***

1. Plaintiff incorporates Facts Common to All Counts as if stated here.
2. At said time and place, defendant, MAYER, had a duty to exercise reasonable care in the operation of his motor vehicle.
3. At said time and place, defendant, MAYER, breached his duty in one or more of the following ways:
 - a. Operated his motor vehicle without keeping a proper and sufficient lookout;
 - b. Failed to stop when faced with a traffic control signal exhibiting a steady red signal, in violation of 625 ILCS 5/11-306;
 - c. Proceeded at a speed which endangered the safety of persons including, but not limited to, Plaintiff, LACH, in violation of 625 ILCS 5/11-601;
 - d. Failed to decrease speed so as to avoid colliding with another vehicle, in violation of 625 ILCS 5/11-601;
 - e. Failed to yield to the right-of-way to other traffic lawfully using the intersection, in violation of 625 ILCS 5/11-901; and/or
 - f. Failed to give audible warning with his horn when such warning was reasonable necessary to ensure safety, in violation of 625 ILCS 5/12-601.
4. As a proximate result of one or more of the foregoing negligent acts or omissions, Plaintiff, LACH, suffered injuries of a personal and pecuniary nature.

WHEREFORE, Plaintiff, KAMILA LACH, demands judgment against defendant, DANIEL MAYER, for an amount in excess of the jurisdictional minimum of the Law Division of the Circuit Court of Cook County.

COUNT II**KAMILA LACH v. LYFT, INC.*****Agency / Negligence***

1. Plaintiff incorporates Facts Common to All Counts as if stated here.
2. At said time and place, defendant, LYFT, by and through its agent/employee, MAYER, had a duty to exercise reasonable care in the operation of its motor vehicle.
3. At said time and place, defendant, LYFT, by and through its agent/employee, MAYER, breached its duty in one or more of the following ways:
 - a. Operated his motor vehicle without keeping a proper and sufficient lookout;
 - b. Failed to stop when faced with a traffic control signal exhibiting a steady red signal, in violation of 625 ILCS 5/11-306;
 - c. Proceeded at a speed which endangered the safety of persons including, but not limited to, Plaintiff, LACH, in violation of 625 ILCS 5/11-601;
 - d. Failed to decrease speed so as to avoid colliding with another vehicle, in violation of 625 ILCS 5/11-601;
 - e. Failed to yield to the right-of-way to other traffic lawfully using the intersection, in violation of 625 ILCS 5/11-901; and/or
 - f. Failed to give audible warning with its horn when such warning was reasonable necessary to ensure safety, in violation of 625 ILCS 5/12-601.
4. As a proximate result of one or more of the foregoing negligent acts or omissions, Plaintiff, LACH, suffered injuries of a personal and pecuniary nature.

WHEREFORE, Plaintiff, KAMILA LACH, demands judgment against defendant, LYFT, for an amount in excess of the jurisdictional minimum of the Law Division of the Circuit Court of Cook County.



* 5 0 1 0 8 2 5 8 *



One of the Attorneys for Plaintiffs

Phil P. Terrazzino (phil@tkklaw.com)
Tomasik Kotin Kasserman, LLC
Attorneys for Plaintiffs
161 North Clark Street, Suite 3050
Chicago, Illinois 60601
(312) 605-8800
Firm No. 56323



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KAMILA LACH,

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No. 2021L009378

Plaintiff demands trial by jury.

AFFIDAVIT

I, PHILIP P. TERRAZZINO, under oath and subject to the penalties of perjury, depose and state that the damages sought in this cause exceed the sum of FIFTY THOUSAND DOLLARS (\$50,000.00).

Pursuant to 735 ILCS 5/1-109, the undersigned certified that the foregoing Affidavit is true and correct based upon the personal knowledge of the undersigned.

TOMASIK KOTIN KASSERMAN, LLC

By: Philip P. Terrazzino

Philip P. Terrazzino
Tomasik Kotin Kasserman, LLC
Attorney for Plaintiffs
161 North Clark Street, Suite 3050
Chicago, Illinois 60601
(312) 605-8800 // (312) 605-8808 fax
phil@tkklaw.com
Firm I.D. No. 56323



**Service of Process
Transmittal**

10/01/2021

CT Log Number [REDACTED]

TO: [REDACTED]
Lyft, Inc.
185 BERRY ST STE 5000
SAN FRANCISCO, CA 94107-2503

RE: Process Served in Illinois

FOR: Lyft, Inc. (Domestic State: DE)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: Re: KAMILA LACH // To: Lyft, Inc.

DOCUMENT(S) SERVED: Summons(es), Complaint, Affidavit

COURT/AGENCY: Cook County Circuit Court - Law Division, IL
Case # 2021L009378

NATURE OF ACTION: Personal Injury - Vehicle Collision - 09/23/2019

ON WHOM PROCESS WAS SERVED: C T Corporation System, Chicago, IL

DATE AND HOUR OF SERVICE: By Process Server on 10/01/2021 at 03:53

JURISDICTION SERVED : Illinois

APPEARANCE OR ANSWER DUE: Within 30 days after service of this summons, not counting the day of service
(Document(s) may contain additional answer dates)

ATTORNEY(S) / SENDER(S): Phil P. Terrazzino
Tomasik Kotin Kasserman, LLC
161 North Clark Street, Suite 3050
Chicago, IL 60601
312-605-8800

ACTION ITEMS: CT has retained the current log, Retain Date: [REDACTED], Expected Purge Date:
[REDACTED]

Image SOP

Email Notification, [REDACTED]

Email Notification, [REDACTED]

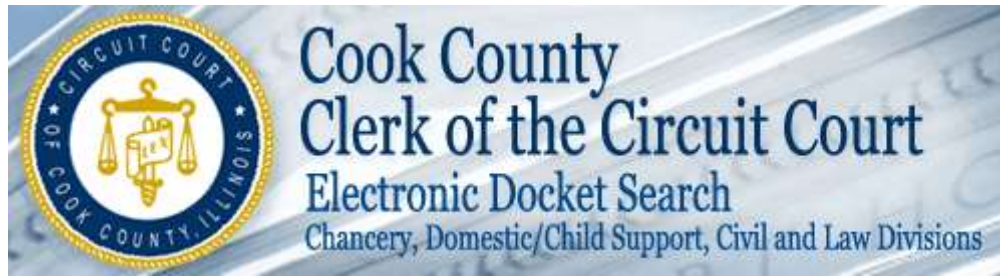
Email Notification, [REDACTED]

Email Notification, [REDACTED]

Email Notification, [REDACTED]

Email Notification, [REDACTED]

REGISTERED AGENT ADDRESS: C T Corporation System
208 South LaSalle Street



Case Information Summary for Case Number
2021-L-009378

Filing Date: 09/21/2021
Division: Law Division
Ad Damnum: \$50001.00

Case Type: PERSONAL
INJURY(MOTOR VEHICLE)
District: First Municipal
Calendar: A

Party Information

Plaintiff(s)

LACH KAMILA

Attorney(s)

TOMASIK
KOTIN&KASSERMAN L
161 N CLARK #3050
CHICAGO IL, 60601
(312) 605-8800

Defendant(s)

MAYER DANIEL
LYFT, INC.

Defendant Date of Service

Attorney(s)

Case Activity

Activity Date: 09/21/2021

Participant: LACH KAMILA

PERSONAL INJURY (MOTOR VEHICLE) COMPLAINT FILED (JURY DEMAND)

Court Fee: 600.50

Attorney: TOMASIK

Ad Damnum Amount: 50001.00

KOTIN&KASSERMAN L

Activity Date: 09/21/2021

Participant: LACH KAMILA

AFFIDAVIT FILED

Ad Damnum Amount: 50001.00

Activity Date: 09/21/2021

Participant: LACH KAMILA

AFFIDAVIT FILED

Ad Damnum Amount: 50001.00

Exhibit C

Activity Date: 09/21/2021

Participant: LACH KAMILA

CERTIFICATE FILED

Ad Damnum Amount: 50001.00

Activity Date: 09/22/2021

Participant: LACH KAMILA

SUMMONS ISSUED AND RETURNABLE

Attorney: TOMASIK
KOTIN&KASSERMAN L

Activity Date: 09/22/2021

Participant: LACH KAMILA

SUMMONS ISSUED AND RETURNABLE

Attorney: TOMASIK
KOTIN&KASSERMAN L

Activity Date: 09/23/2021

Participant: LACH KAMILA

ELECTRONIC NOTICE SENT

Attorney: TOMASIK
KOTIN&KASSERMAN L
Microfilm: LD000000000

Activity Date: 09/23/2021

Participant: LACH KAMILA

CASE MANAGEMENT DATE GENERATED

Date: 12/01/2021
Court Time: 1000

Activity Date: 10/05/2021

Participant: LYFT, INC.

SUMMONS SERVED - CORPORATION/COMPANY/BUSINESS

Date: 10/01/2021 Microfilm: LD000000000

[Back to Top](#)

Please note: Neither the Circuit Court of Cook County nor the Clerk of the Circuit Court of Cook County warrants the accuracy, completeness, or the currency of this data. This data is not an official record of the Court or the Clerk and may not be represented as an official court record.

If data does not appear in a specific field, we likely do not have the responsive data in our master database.

ILLINOIS TRAFFIC CRASH REPORT

Sheet 1 of 1 Sheets



IY003



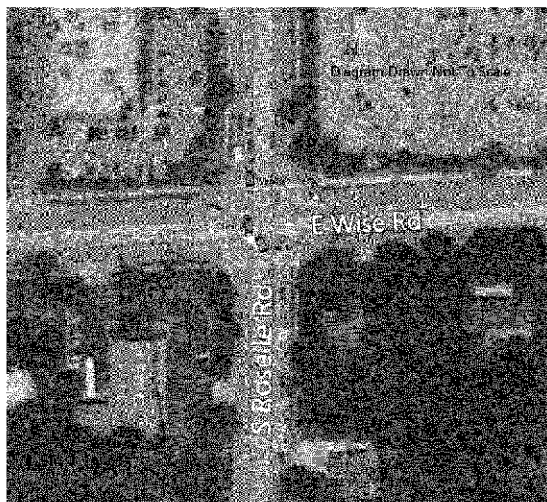
* X001686308 *

DRAC 1 U1	TRFD 1 U2	TRFC 3	WEAT 4	DRVA 1 U2	VIS 1 U1	VEHD 1 U2	LGHT 1 U1	COLL 3 U2	MANV 10 U1	U2			
INVESTIGATING AGENCY Schaumburg Police Dept		DAMAGE TO ANY ONE PERSON'S VEHICLE / PROPERTY <input type="checkbox"/> \$500 OR LESS <input type="checkbox"/> \$501 - \$1,500 <input checked="" type="checkbox"/> OVER \$1,500		TYPE OF REPORT <input checked="" type="checkbox"/> ON SCENE <input type="checkbox"/> NOT ON SCENE (DESK REPORT) <input type="checkbox"/> AMENDED		<input type="checkbox"/> A. No Injury / Drive Away <input checked="" type="checkbox"/> B. Injury and / or Tow Due to Crash		YR 19	AGENCY CRASH REPORT NO. 19-32061		TRFW 3		
ADDRESS NO.		HIGHWAY OR STREET NAME S ROSELLE RD		CITY SCHAUMBURG		INTERSECTION RELATED <input checked="" type="checkbox"/> Y <input type="checkbox"/> N		DATE OF CRASH 9/23/2019		TIME 6:30	SECONDARY CRASH <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	VEHT 15 U1	
(CIRCLE) <input type="checkbox"/> FT / MI N S E W <input checked="" type="checkbox"/> AT INTERSECTION WITH		(CIRCLE) W WISE RD (NAME OF INTERSECTION OR ROAD FEATURE)		COUNTY COOK		PRIVATE PROPERTY <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		DOORING WITH PEDALCYCLIST? <input checked="" type="checkbox"/> N		# OF MOTOR VEHICLES INVLD 2	FLOW CONDITION <input type="checkbox"/> SLOW <input type="checkbox"/> STOPPED <input checked="" type="checkbox"/> FREE FLOW	U2 1 # LNS 5	
<input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> PARKED <input type="checkbox"/> DRIVERLESS <input type="checkbox"/> PED <input type="checkbox"/> PEDAL <input type="checkbox"/> EQUUS <input type="checkbox"/> NMV <input type="checkbox"/> NCV <input type="checkbox"/> DV NGUYEN, THERESA L NAME (LAST, FIRST, M.)		DATE OF BIRTH 2/16/1979 mo / day / yr		MAKE TOYOTA		MODEL VENZA		YEAR 2012		CIRCLE NUMBER(S) FOR DAMAGED AREA(S) 10 - NONE 13 - UNDER CARRIAGE 14 - TOTAL (ALL) 15 - OTHER 99 - UNKNOWN POINT OF FIRST CONTACT 11		TOWED DUE TO CRASH <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	U1 5
STREET ADDRESS 7460 CUMBERLAND DR		SEX F		SAFT 2		AIR 4		AUTOMATION SYSTEM <input type="checkbox"/> Y <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK		LEVEL IN VEH. 9		LEVEL ENGAGED AT CRASH 9	
CITY HANOVER PARK		STATE IL		ZIP 60133		INJ O		EJ CT 1		EPHT 0		PLATE NO. E444937	
PHONE NUMBER (407) 350-1048		DRIVER LICENSE NO. N250-8127-9647		STATE CLASS IL D		CDL ID 0		VIN 4T3ZK3BB8CU047892		INSURANCE CO. Geico		EXPIRED <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	
EMS AGENCY		PEDV		PPA		PPL		VEHICLE OWNER (LAST, FIRST, M.I.) NGUYEN, THERESA L		POLICY NO. 4505989782		U2 1	
HOSPITAL (TAKEN TO):		INCIDENT RESPONDER <input type="checkbox"/> Y <input type="checkbox"/> N		IF Y*		OWNER STREET, CITY, STATE, ZIP 7460 CUMBERLAND DR HANOVER PARK, IL 60133		PHONE NUMBER (407) 350-1048		VEHU 2 U1		U2 2	
<input checked="" type="checkbox"/> DRIVER <input type="checkbox"/> PARKED <input type="checkbox"/> DRIVERLESS <input type="checkbox"/> PED <input type="checkbox"/> PEDAL <input type="checkbox"/> EQUUS <input type="checkbox"/> NMV <input type="checkbox"/> NCV <input type="checkbox"/> DV MAYER, DANIEL J NAME (LAST, FIRST, M.)		DATE OF BIRTH 8/25/1996 mo / day / yr		MAKE HYUNDAI		MODEL ACCENT		YEAR 2016		CIRCLE NUMBER(S) FOR DAMAGED AREA(S) 10 - NONE 13 - UNDER CARRIAGE 14 - TOTAL (ALL) 15 - OTHER 99 - UNKNOWN POINT OF FIRST CONTACT 11		TOWED DUE TO CRASH <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	U1 2
STREET ADDRESS 5 GARDEN PLACE CIR APT F		SEX M		SAFT 2		AIR 4		AUTOMATION SYSTEM <input type="checkbox"/> Y <input type="checkbox"/> NO <input checked="" type="checkbox"/> UNK		LEVEL IN VEH. 9		LEVEL ENGAGED AT CRASH 9	
CITY CARY		STATE IL		ZIP 60013		INJ O		EJ CT 1		EPHT 0		PLATE NO. Z789168	
PHONE NUMBER (847) 666-7798		DRIVER LICENSE NO. M600-1709-6242		STATE CLASS IL D		CDL ID 0		VIN KMHCT4AE2GU963292		INSURANCE CO. AAA		EXP:RED <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	
EMS AGENCY		PEDV		PPA		PPL		VEHICLE OWNER (LAST, FIRST, M.I.) MAYER, DANIEL J		POLICY NO. AUTO54902115		U2 1	
HOSPITAL (TAKEN TO):		INCIDENT RESPONDER <input type="checkbox"/> Y <input type="checkbox"/> N		IF Y*		OWNER ADDRESS (STREET, CITY, STATE, ZIP) 5 GARDEN PLACE CIR F, CARY, IL 60013		PHONE NUMBER (847) 666-7798		BAC 996 U1		U2 996	
(UNIT)	(SEAT)	(DOB)	(SEX)	(SAFT)	(AIR)	(INJ)	(EJ CT)	(EPHT)	PASSENGERS & WITNESSES ONLY (NAME) / (ADDR) / (TEL)		(HOSP)	(EMS)	
2	6	9/15/1978	F	2	4	O	1	0	LACH, KAMILA, 6320 84TH ST MIDDLE VILLAGE, NY 11379 / (718) 812-3612				996
W		10/8/1968	F						CANNATARO, CARRIE A, 244 LUNDY LN SCHAUMBURG, IL 60193 / (847) 666-7798				996
													1
													2
													8
													5
													40
													40

Exhibit D

X001686308

A **Diagram** and **Narrative** are required on all **Type B** crashes, even if units have been moved prior to the officer's arrival.



NARRATIVE (refer to vehicle by unit #)

Driver of Unit 1 stated the following in summary: Unit 1 was in the left turn lane facing NB on Roselle Rd, slightly in the intersection of Wise Rd. Unit 2 was traveling SB in the median lane on Roselle Rd. The light turned red and Unit 1 proceeded to turn left to get out of the intersection. Driver of Unit 2 ran a red light and struck Unit 1's front driver side bumper with the driver side bumper and doors of Unit 2.

Driver of Unit 2 stated the following in summary: Unit 2 was traveling SB in the median lane on Roselle Rd approaching the intersection of Wise Rd. Unit 1 was in the left turn lane facing NB on Roselle Rd at the intersection of Wise Rd. As Unit 2 proceeded into the intersection, the light turned yellow and Unit 1 turned left into Unit 2, striking Unit 2's front driver side bumper and doors.

LOCAL USE ONLY

N 42.0053
W -88.0800

U1 COLOR **Blue**U2 COLOR **Red**U1 Race: **W**U2 Race: **W**U1 TOWED DUE TO ☒ DISABLING DAMAGE ☐ NOT DISABLING DAMAGEDAMAGE EXTENT: **3**U1 TOWED BY TO: **redmons**U2 TOWED DUE TO ☒ DISABLING DAMAGE ☐ NOT DISABLING DAMAGEDAMAGE EXTENT: **3**U2 TOWED BY TO: **redmons**

LARGE TRUCK, BUS, OR HM VEHICLE

IF MORE THAN ONE CMV IS INVOLVED, USE SR 1050A
ADDITIONAL UNITS FORMS.

A CMV is defined as any motor vehicle used to transport passengers or property and:

1. Has a weight rating of more than 10,000 pounds (example: truck or truck/trailer combination); or
2. is used or designed to transport more than 15 passengers including the driver (example: shuttle or charter bus); or
3. is designed to carry 15 or fewer passengers and operated by a contract carrier transporting employees in the course of their employment (example: employee transporter - usually a van type vehicle or passenger car); or
4. is used or designed to transport between 9 and 15 passengers, including the driver, for direct compensation (example: large van used for specific purpose); or
5. is any vehicle used to transport any hazardous material (HAZMAT) that requires placarding (example: placards will be displayed on the vehicle).

UNIT

CARRIER NAME _____

ADDRESS _____

CITY/STATE/ZIP _____

MOTOR CARR. ID

☐ Interstate☐ Intrastate☐ Not In Comm./Govt.☐ Not In Comm./Other

USDOT NO. _____

ILCC NO. _____

Source of above

☐ Side of Truck☐ Papers☐ Driver☐ Log Book

GVWR/GCWR

☐ <10,000☐ 10,000 - 26,000☐ >26,000

Were HAZMAT placards on vehicle?

☐ Yes☐ No

If yes, name on placard _____

4 digit UN NO. _____

1 digit Hazard Class NO. _____

Did HAZMAT Spill from vehicle (do NOT consider FUEL from vehicle's own tank)?

☐ Yes☐ No☐ Unknown

Did HAZMAT Regulations violation contribute to the crash?

☐ Yes☐ No☐ Unknown

Did Motor Carrier Safety Regulations (MCS) violation contribute to the crash?

☐ Yes☐ No☐ Unknown

Was a Driver/Vehicle Examination Report form completed?

HAZMAT ☐ Yes ☐ No ☐ UnknownOut of Service ☐ Yes ☐ NoMCS ☐ Yes ☐ No ☐ UnknownOut of Service ☐ Yes ☐ No

Form Number _____

IDOT PERMIT NO. _____

WIDELOAD? ☐ Y ☐ N

TRAILER VIN 1 _____

TRAILER VIN 2 _____

TRAILER WIDTH(S)

0 - 96"

97 - 102"

> 102"

TRAILER 1 ☐ ☐ ☐TRAILER 2 ☐ ☐ ☐

TRAILER LENGTH(S) 1 _____ ft

2 _____ ft

TOTAL VEHICLE LENGTH _____ ft

NO. OF AXLES _____

SELECT CODES FROM BACK OF CRASH BOOKLET

VEHICLE CONFIG. _____ CARGO BODY TYPE _____ LOAD TYPE _____

Narrative

Witness stated the following in summary: Witness was traveling SB on Roselle Rd in the median lane behind Unit 2. Unit 1 was facing NB on Roselle Rd, waiting to turn left onto Wise Rd in the left turn lane . Unit 2 entered the intersection of Wise Rd when the lights were yellow and was struck by Unit 1, who began turning in front of Unit 2.

4

-> 8777959975

FAXCORE

10/9/2019 5:31 PM



Office of the Secretary of State Jesse White
ilsos.gov

Corporation/LLC Search/Certificate of Good Standing

Corporation File Detail Report

File Number	69753604
Entity Name	LYFT, INC.
Foreign Assumed Name	LYFT ILLINOIS, INC.
Status	ACTIVE

Entity Information
Entity Type CORPORATION
Type of Corp FOREIGN BCA
Qualification Date (Foreign) Thursday, 16 October 2014
State DELAWARE
Duration Date PERPETUAL

Exhibit E

Agent Information

Name

C T CORPORATION SYSTEM

Address

208 SO LASALLE ST, SUITE 814
CHICAGO , IL 60604

Change Date

Wednesday, 20 September 2017

Annual Report

Filing Date

Wednesday, 1 September 2021

For Year

2021

Officers

President

Name & Address

JOHN ZIMMER 185 BERRY ST STE 5000 SAN FRANCISCO CA 94107

Secretary

Name & Address

KRISTIN SVERCHEK 185 BERRY ST #5000 SAN FRANCISCO CA 94107

[Return to Search](#)

[File Annual Report](#)

[Adopting Assumed Name](#)

[Change of Registered Agent and/or Registered Office](#)

(One Certificate per Transaction)

049137/20172/RCH/ELA/AML

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS

KAMILA LACH,

Plaintiff,

v.

DANIEL MAYER and LYFT, INC.,

Defendants.

Case Number

DECLARATION OF ATTORNEY ERIK L. ANDERSEN

I, Erik L. Andersen, declare that I have personal knowledge of the facts set forth herein, that I am competent to testify, and that if called to testify, would state as follows:

1. I am one of the attorneys of record for Defendant Lyft, Inc.
2. On October 19, 2021, I contacted Plaintiff's counsel via phone in order to secure information on the claimed damages to assess the amount in controversy.
3. Plaintiff's counsel stated that Plaintiff underwent a discectomy and will need further surgery, allegedly, as a result of the September 23, 2019 accident that is the basis for Plaintiff's Complaint.
4. Plaintiff's counsel also advised that despite Plaintiff already collecting \$100,000 from the underlying tortfeasor's insurance carrier, Plaintiff is still seeking damages in an amount in excess of \$100,000 in this matter.
5. Further declarant sayeth not.

I, Erik L. Andersen, declare under penalty of perjury that the foregoing is true and correct.

Exhibit F

Executed on this 19th day of October, 2021

/s Erik L Andersen

Erik L. Andersen